

Court of Appeals, State of Michigan

ORDER

In re Nathanael Wesley Shotts

Docket No. 275654

LC No. 04-005944-DL

Peter D. O'Connell
Presiding Judge

Patrick M. Meter

Stephen L. Borrello
Judges

Pursuant to MCR 7.205(D)(2), in lieu of granting leave to appeal, the Court orders that the December 29, 2006 opinion and order of the trial court is REVERSED. Respondent has a due process right not to be subjected to the adjudicative phase of a delinquency proceeding while not competent to stand trial. *In re Carey*, 241 Mich App 222, 231-233; 615 NW2d 742 (2000).

We do not retain jurisdiction.



A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

MAR 1 2007
Date

Sandra Schultz Mengel
Chief Clerk